

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

*** FILED ***
11/25/2002

11/19/2002

CLERK OF THE COURT
FORM R587-22

HONORABLE JEFFREY S. CATES

J. Jones
Deputy

CR 2001-013372

FILED: _____

STATE OF ARIZONA

DONN M COOLIDGE

v.

RICHARD HERNIAK
DOB: 06/23/1972

ELMER D PARKER II

APPEALS-CCC
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED/IMPRISONMENT

State's Attorney:	Michael Goldstein	for	Donn Coolidge
Defendant's Attorney:	Elmer Parker		
Defendant:	Present		
Court Reporter:	Amy Prellwitz-Fuller		

WAIVER OF JURY TRIAL: The Defendant knowingly, intelligently and voluntarily waived the right to a trial by jury and was found guilty after a trial by the Court.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: COUNT 1: AGGRAVATED DRIVING OR ACTUAL PHYSICAL CONTROL WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS

Class 4 felony

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A.R.S. § 28-1381(A)(1), 28-1383(A)(1), 28-1383(J)(K), 28-1304, 28-1444, 28-1461, 28-3001, 28-3304, 28-3305, 28-3315, 13-701, 13-702, 13-702.01, and 13-801

Date of Offense: 05/03/2001

Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and placing Defendant on probation as stated in the Uniform Conditions of Probation.

Count 1 Probation Term: 4 years beginning 11/19/2002.

IT IS ORDERED that probation in this cause shall run concurrent with probation in CR2002-002443.

Conditions of probation include the following:

Condition 16 - Not drink any alcoholic beverage.

Condition 22 - AGGRAVATED DRIVING OR ACTUAL PHYSICAL CONTROL WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS: Committed to the Arizona Department of Corrections for 4 month(s) from 11/19/2002

Presentence Incarceration Credit: 40 days

Condition 23 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: \$50.00 per month, beginning 09/01/2003.

ASSESSMENT in the amount of \$270.00 as follows:

\$250.00 to the DUI Abatement Fund, payable \$25.00 per month, beginning 09/01/2003.

Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

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All amounts payable through the Clerk of the Superior Court.

Count(s) 1: IT IS ORDERED authorizing the Maricopa County Sheriff to deliver Defendant to the Arizona Department of Corrections.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this order together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

cc: DOC - Certified Copy via Certification Desk

cc: MCSO-DIS - Certified Copy via Certification Desk

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Defendant's thumbprint is permanently affixed to this
sentencing order in open court.

/s/ HONORABLE JEFFREY S. CATES
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)